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**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

In re:

PG&E CORPORATION,

- and -

PACIFIC GAS AND ELECTRIC COMPANY,

Debtors.

- ☐ Affects PG&E Corporation
☐ Affects Pacific Gas and Electric Company
☒ Affects both Debtors

** All papers shall be filed in the Lead Case,
No. 19-30088 (DM).*

Case No. 19-30088 (DM)

Chapter 11

(Lead Case) (Jointly Administered)

**STIPULATION ENLARGING TIME
FOR CLEAR BLUE INSURANCE
COMPANY TO FILE PROOF OF
CLAIM**

[Related to Dkt. Nos. 6977, 6979-80]

[No Hearing Requested]

1 PG&E Corporation (“**PG&E Corp.**”) and Pacific Gas and Electric Company (the
2 “**Utility**”), as debtors and debtors in possession (collectively, the “**Debtors**”) in the above-
3 captioned cases (the “**Chapter 11 Cases**”), and Clear Blue Insurance Company (“**Clear Blue**”),
4 by and through their respective counsel, hereby submit this stipulation (the “**Stipulation**”) for an
5 order enlarging the time for Clear Blue to file a claim in the Chapter 11 Cases as set forth herein.
6 The Debtors and Clear Blue are referred to in this Stipulation collectively as the “**Parties**,” and
7 each as a “**Party**.” The Parties hereby stipulate and agree as follows:

8 **RECITALS**

9 A. On January 29, 2019 (the “**Petition Date**”), the Debtors commenced these Chapter 11
10 Cases in the United States Bankruptcy Court for the Northern District of California (the
11 “**Bankruptcy Court**”).

12 B. By Order dated July 1, 2019 [Docket No. 2806] (the “**Bar Date Order**”), the
13 Bankruptcy Court set October 21, 2019 at 5:00 p.m. (Prevailing pacific Time) (the “**Bar Date**”) as
14 the deadline in these Chapter 11 Cases for filing proofs of claim in respect of any of prepetition
15 claim (as defined in section 101(5) of the Bankruptcy Code) against either of the Debtors, including
16 all claims of Fire Claimants,¹ Wildfire Subrogation Claimants, Governmental Units (as defined in
17 section 101(27) of the Bankruptcy Code), and Customers, and for the avoidance of doubt, including
18 all secured claims and priority claims.

19 C. On April 29, 2020, Clear Blue filed the *Motion Pursuant to Fed. R. Bankr. P. 9006(1)*
20 *to Deem Claim Timely Filed* [Dkt. No. 6977] (the “**Motion**”), in which Clear Blue asserts it should
21 be permitted to file a claim in the amount of \$369,070.16 relating to Northern California Fires (the
22 “**Asserted Claim**”). The Motion is set for hearing on May 27, 2020 (the “**Hearing**”). See Dkt. No.
23 6980.

24 D. On December 9, 2019, Clear Blue filed Proof of Claim No. 88467 on account of the
25 Asserted Claim that is the subject of the Motion (the “**Proof of Claim**”).

26
27 ¹ Capitalized terms used but not otherwise herein defined have the meanings ascribed to such terms
28 in the Bar Date Order.

1 E. The Debtors have raised with Clear Blue certain informal objections to the relief
2 requested in the Motion.

3 F. The Parties hereto desire to resolve their issues regarding the Motion.

4 G. The Ad Hoc Group of Subrogation Claim Holders has reviewed the Stipulation and
5 has no objection to the agreements set forth herein or to entry of an Order approving the terms of the
6 Stipulation.

7 **NOW, THEREFORE, UPON THE FOREGOING RECITALS, WHICH ARE**
8 **INCORPORATED AS THOUGH FULLY SET FORTH HEREIN, IT HEREBY IS**
9 **STIPULATED AND AGREED, BY AND BETWEEN THE PARTIES, THROUGH THE**
10 **UNDERSIGNED, AND THE PARTIES JOINTLY REQUEST THE BANKRUPTCY COURT**
11 **TO ORDER, THAT:**

12 1. The Proof of Claim shall be deemed timely filed.

13 2. Nothing herein is intended to, nor shall it be construed to be, a waiver by the Debtors
14 or any other party in interest of any right to (i) object to the Asserted Claim or the Proof of Claim on
15 any grounds other than the untimely filing thereof, or (ii) seek to reclassify the Proof of Claim.

16 3. Nothing herein is intended to, nor shall it be construed to be, a waiver by Clear Blue
17 of its right to seek to reclassify the Proof of Claim or to assert any other right in contravention or in
18 opposition of any asserted challenge to the Proof of Claim.

19 4. The Proof of Claim may not be amended or modified to claim, assert, or otherwise
20 seek recovery for any amounts in excess of \$369,070.16.

21 5. Upon entry of an Order approving the Stipulation, the Motion shall be deemed
22 withdrawn and the Hearing vacated.

23 6. In the event that the terms of this Stipulation are not approved by the Bankruptcy
24 Court, it shall be null and void and have no force or effect and the Parties agree that, in such
25 circumstances, this Stipulation shall be of no evidentiary value whatsoever in any proceedings.

26 7. This Stipulation shall be binding on the Parties and each of their successors in
27 interest.

28 8. This Stipulation shall constitute the entire agreement and understanding of the Parties
relating to the subject matter hereof and supersede all prior agreements and understandings relating
to the subject matter hereof.

1 9. This Stipulation may be executed in counterparts, each of which shall be deemed an
2 original but all of which together shall constitute one and the same agreement.

3 10. The Bankruptcy Court shall retain jurisdiction to resolve any disputes or
4 controversies arising from this Stipulation or any Order approving the terms of this Stipulation.

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Dated: May 11, 2020

WEIL GOTSHAL & MANGES LLP

/s/ Matthew Goren
Matthew Goren, Esq.

*Attorneys for Debtors
and Debtors in Possession*

Dated: May 11, 2020

WILLIAMS PALECEK LAW GROUP, LLP

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